

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

VOXER, INC. and VOXER IP LLC,	§	
	§	
Plaintiffs,	§	Civil Action No. 1:20-cv-00655-LY-SH
	§	
v.	§	Jury Trial Demanded
	§	
META PLATFORMS, INC., f/k/a	§	
FACEBOOK, INC. and INSTAGRAM LLC,	§	
	§	
Defendants	§	

**DEFENDANTS' SUPPLEMENTAL AUTHORITY RELATING TO DEFENDANTS'  
MOTIONS TO EXCLUDE TESTIMONY FROM VOXER'S EXPERTS**

At the July 28, 2022 pretrial conference in this matter, the Court invited Defendants Meta Platforms, Inc. f/k/a Facebook, Inc. and Instagram LLC (collectively, “Facebook”) to submit additional authority in response to the *WhereverTV* decision<sup>1</sup> submitted by Plaintiffs Voxer, Inc. and Voxer IP, LLC (collectively, “Voxer”) during that pretrial conference. Facebook hereby submits the following additional authority: *Via Vadis v. Amazon.com, Inc.*, No. 1:14-cv-00813-LY, Dkt. 230 (W.D. Tex. Jan. 3, 2022). A copy of that decision is attached as **Exhibit A** to this response.

August 12, 2022

Respectfully submitted,

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<sup>1</sup> *WhereverTV, Inc. v. Comcast Cable Communications, LLC*, No. 2:18-CV-529-JLB-NPM, 2022 WL 2115487 (M.D. Fla. June 9, 2022).

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